

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CRIMINAL APPLICATION NO. 3470 OF 2007

Shri Vajaram Dhalaram
Choudhary. ... Applicant.

V/s.

The State of Maharashtra. ... Respondent.

A.M.Saraogi with R.S.Shekhawat
for the applicant.

S.S.Pednekar, APP for the State.

CORAM: V.C.DAGA, J.

DATED: 24th October 2007.

P.C.:

. Heard learned counsel for the applicant and
learned A.P.P. for the State.

2. During the course of hearing, it is brought to
my notice that by an order dated 7th August, 2007
passed by this Court, the applicant was allowed to
withdraw his earlier application for bail being
Criminal Application No.2372/2007. It was, thus,
dismissed as withdrawn.

3. It is, no doubt, true that the said order does
not mention circumstances in which the application was

allowed to be withdrawn. However, since the said matter was heard by me, I recollect that at that time I was not inclined to grant bail. Considering the possibility of the adverse order, learned counsel for the applicant chose to withdraw his bail application. It appears that absence of reasons has led to this fresh application. In order to arrest repeated tendency to move such application, reasons for withdrawal are being recorded herein. In absence of change in circumstances, fresh application for bail is not tenable.

3. In the result, application is rejected as not tenable.

JUDGE